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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/804,127	03/19/2004	Jeffrey W. Johnson	10346.70000US01	6397
23628 7590 04/16/2009 WOLF GREENFIELD & SACKS, P.C. 600 ATLANTIC AVENUE BOSTON, MA 02210-2206				
EXAMINER				
BETTT, JACOB F				
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2169				
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Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Office Action Summary

Application No.

10/804,127

Applicant(s)

JOHNSON, JEFFREY W.

Examiner

Jacob F. B  tit

Art Unit

2169

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --
Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 17 December 2008.
- 2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1,7-10,16-19 and 21 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1,7-10,16-19 and 21 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☒ Information Disclosure Statement(s) (PTO/S508)
Paper No(s)/Mail Date 12/17/08.
- 4) ☐ Interview Summary (PTO-413)
Paper No(s)/Mail Date _____.
- 5) ☐ Notice of Informal Patent Application.
- 6) ☐ Other: _____.

DETAILED ACTION

Remarks

1. In response to communications filed on 17 December 2008, claims 1, 10, 19, and 21 have been amended and claims 2-6, 11-15, and 20 are cancelled per the applicant's request. Claims 1, 7-10, 16-19, and 21 are presently pending in the application.
2. As indicated in the Decision mailed 9 January 2009, the telephonic interview that was held on 15 December 2008 is a nullity and therefore any agreements reached are void or a nullity.
3. In view of the fact that the applicant's claim 19 states "A computer readable medium having instructions *stored thereon*" (emphasis added) and the statements made by the applicant in the Amendment (specifically in the paragraph starting on the bottom of page 6 and ending at the top of page 7), the rejection under 35 USC §101 is herein withdrawn. Based both on the language in the claim and on the statements made in the Remarks section of the Amendment the claim is being interpreted as to only include embodiments of a computer readable medium where instructions are physically stored (i.e., RAM, ROM, hard drive, ect.) rather than transmitted as part of a signal or wave. If the applicant feels the examiner has reached this interpretation in error, the applicant is invited to state so on the record.

Claim Rejections - 35 USC § 103

4. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person

having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

5. Claims 1, 7-10, 16-19, and 21 are rejected under 35 U.S.C. 103(a) as being unpatentable over Gardos et al. (U.S. patent No. 6,880,007 B1) in view of Pennell et al. (U.S. patent No. 6,910,179 B1).

As to claim 1, Gardos et al. teaches a method of managing domain name records for an organization, the method comprising:

receiving a request to modify a first domain name record of a plurality of domain name records, said plurality of domain name records each comprising critical elements (see column 6, lines 26-50, “modifying domain names and associated records over a network”); and

performing a modification on each of the plurality of domain name records (see column 6, lines 51-67, “the SRS updates the DNS root server after a delay”);

wherein the critical elements for each of the plurality of domain name records comprise registrant information, domain name server information and/or contact information (see figure 4A, reference numbers 211 and 213).

Gardos et al. does not distinctly disclose:

a) presenting one or more profiles for at least one of the critical elements for the first domain name record, the one or more profiles being determined so as to instantiate digital domain record management procedures of the organization by preventing selection of an invalid profile;

b) receiving a selection of one of the one or more profiles; and

c) performing the modification based on the selection.

Pennell et al. teaches a), b), and c); see column 4, lines 9-44, "user can select their data by specifying their name at field 403... select to fill in form... click on different profiles for home work or other... provide the appropriate information for the website provider to communicate or transact with the user accordingly". Therefore, it would have been obvious to one having ordinary skill in the art the time of the invention to have modified Gardos et al. to include the teachings of Pennell et al. because these teachings would allow the user to avoid having to input contact information each time the user changes information or orders a new domain.

As to claim 7, Gardos et al. as modified, teaches wherein a selection of one of the critical elements for which the one or more profiles will be presented is based on the requested action (see Pennell et al., column 3, lines 26-34, elements provided are based on the current form being displayed and what fields are located in it).

As to claim 8, Gardos et al. as modified, teaches further comprising: permitting modification of the profiles only by authorized users (see Gardos et al., column 5, lines 4-6, "Registrants and designated agents of Registrants").

As to claim 9, Gardos et al. as modified, teaches further comprising: interfacing with a domain name registrar to execute the action (see Gardos et al., column 6, lines 48-50, "communicates directly with the Registrar Whois").

As to claim 10, Gardos et al. teaches a system for managing domain name records of an organization, said domain name records comprising critical elements, said system comprising:

a computer processor; and a memory device coupled to said processor, said memory device having instructions stored thereon that, when executed by said processor (see column 13, line 49 through column 14, line 9), cause the system to:

a received request to modify a first domain name record of the plurality of domain name records (see column 6, lines 26-50, “modifying domain names and associated records over a network”);

modify each of the plurality of domain name records (see column 6, lines 51-67, “the SRS updates the DNS root server after a delay”);

wherein said critical elements for each of the plurality of domain name records comprise registrant information, domain name server information and/or contact information (see figure 4A, reference numbers 211 and 213.

Gardos et al. does not distinctly disclose:

a) based on a received request to modify, display a menu of one or more profiles for at least one of the critical elements for the first domain name record, the one or more profiles being predetermined so as to instantiate domain name record management procedures of the organization by preventing a selection of an invalid profile;

b) a received selection of one of the one or more profiles; and

c) based on a received selection, modify each of the plurality of domain name records.

Pennell et al. teaches a), b), and c); see column 4, lines 9-44, “user can select their data by specifying their name at field 403... select to fill in form... click on different profiles for home

work or other... provide the appropriate information for the website provider to communicate or transact with the user accordingly". Therefore, it would have been obvious to one having ordinary skill in the art the time of the invention to have modified Gardos et al. to include the teachings of Pennell et al. because these teachings would allow the user to avoid having to input contact information each time the user changes information or orders a new domain.

As to claim 16, the applicant is directed to claim 7 above.

As to claim 17, the applicant is directed to claim 8 above.

As to claim 18, the applicant is directed to claim 9 above.

As to claim 19, Gardos et al. teaches computer readable medium having instructions stored thereon that, when executed by a processor, cause the processor to:

a received request to modify a first domain name record of a plurality of domain name records of an organization, said of plurality of domain name records each comprising a plurality of critical elements (see column 6, lines 26-50, "modifying domain names and associated records over a network"); and

in response to a received selection, perform a modification on each of the plurality of domain name records (see column 6, lines 51-67, "the SRS updates the DNS root server after a delay");

wherein the critical elements for each of the plurality of domain name records comprise registrant information, domain name server information and/or contact information (see figure 4A, reference numbers 211 and 213).

Gardos et al. does not distinctly disclose:

a) in response to a received request to modify, display a menu of one or more profiles for at least one of the critical elements of the first domain name record, the one or more profiles being predetermined so as to instantiate domain name record management procedures of the organization by preventing a selection of an invalid profile;

b) a received selection of one of the one or more profiles; and

c) in response to a received selection of one of the one or more profiles, perform a modification on each of the plurality of domain name records.

Pennell et al. teaches a), b), and c); see column 4, lines 9-44, "user can select their data by specifying their name at field 403... select to fill in form... click on different profiles for home work or other... provide the appropriate information for the website provider to communicate or transact with the user accordingly". Therefore, it would have been obvious to one having ordinary skill in the art the time of the invention to have modified Gardos et al. to include the teachings of Pennell et al. because these teachings would allow the user to avoid having to input contact information each time the user changes information or orders a new domain.

As to claim 21, Gardos et al. teaches a system for managing domain name records for an organization, the system comprising:

at least one processor programmed (see column 13, line 49 through column 14, line 9) to implement:

means for receiving a request for to modify a first domain name record of a plurality of domain name records, said plurality of domain name records each comprising critical elements (see column 6, lines 26-50, "modifying domain names and associated records over a network");

means for receiving a selection; and means for performing a modification, based on the selection, on each of the plurality of domain name records (see column 6, lines 51-67, "the SRS updates the DNS root server after a delay");

wherein the critical elements for each of the plurality of domain name records comprise registrant information, domain name server information and/or contact information (see figure 4A, reference numbers 211 and 213).

Gardos et al. does not distinctly disclose:

a) means for presenting one or more profiles for at least one of the critical elements for the first domain name record, the one or more profiles being predetermined so as to instantiate domain name record management procedures of the organization by preventing a selection of an invalid profile;

b) means for receiving a selection of one of the one or more profiles; and

c) means for performing the modification based on the selection.

Pennell et al. teaches a), b), and c); see column 4, lines 9-44, "user can select their data by specifying their name at field 403... select to fill in form... click on different profiles for home work or other... provide the appropriate information for the website provider to communicate or transact with the user accordingly". Therefore, it would have been obvious to one having ordinary skill in the art the time of the invention to have modified Gardos et al. to include the

teachings of Pennell et al. because these teachings would allow the user to avoid having to input contact information each time the user changes information or orders a new domain.

Response to Arguments

6. Applicant's arguments with respect to claims have been considered but are moot in view of the new grounds of rejection.

Conclusion

7. Applicant's amendment necessitated the new ground(s) of rejection presented in this Office action. Accordingly, **THIS ACTION IS MADE FINAL**. See MPEP § 706.07(a). Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the date of this final action.

8. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Jacob F. Bétit whose telephone number is (571)272-4075. The examiner can normally be reached on Monday through Friday 9:30 am to 5:30 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Tony Mahmoudi can be reached on (571) 272-4078. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

/Tony Mahmoudi/
Supervisory Patent Examiner, Art Unit
2169

jfb
13 Apr 2009